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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

January 2007 Grand July 07 08 3216 EG

Criminal Case No.

INDICTMENT

Title 8, U.S.C., Secs. 1326(a) and (b) - Deported Alien Found in the United States

Defendant.

Plaintiff,

The grand jury charges:

UNITED STATES OF AMERICA,

ν.

SERGIO SANTOS,

On or about September 24, 2007, within the Southern District of California, defendant SERGIO SANTOS, an alien, who previously had been excluded, deported and removed from the United States to Mexico, was found in the United States, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8, United States Code, Sections 1326(a) and (b).

It is further alleged that defendant SERGIO SANTOS was removed from the United States subsequent to December 15, 2003.

DATED: November 28, 2007.

A TRUE BELL!

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KAREN P. HEWITT United States Attorney

By:

JØSEPH J M. ORABONA

Assistant U.S. Attorney